

By: Miles, Hancock

S.B. No. 2919

A BILL TO BE ENTITLED

AN ACT

relating to power duration requirements in emergency contingency plans adopted by end stage renal disease facilities.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 251.017(b), Health and Safety Code, is amended to read as follows:

(b) Unless the facility adopts a plan described by Subsection (d) or (e), an end stage renal disease facility must adopt an emergency contingency plan as required by Subsection (a) under which the facility is required:

(1) to have an on-site emergency generator that:

(A) has a type 2 essential electrical distribution system in accordance with the National Fire Protection Association 99, Section 4.5, and the National Fire Protection Association 110;

(B) is installed, tested, and maintained in accordance with the National Fire Protection Association 99, Section 4.5.4, and the National Fire Protection Association 110; and

(C) is kept at all times not less than 10 feet from the electrical transformer;

(2) except as provided by Subsection (c), to maintain:

(A) an on-site fuel source with sufficient ~~that contains enough~~ fuel capacity to power the on-site generator for

not less than 72 ~~[24]~~ hours, as determined by the electrical load demand on the emergency generator for that period; or

(B) an on-site battery-powered generator with sufficient electrical capacity to power the facility for not less than 72 hours;

(3) to maintain a sufficient quantity of potable water on-site to operate the facility's water treatment system for not less than 24 hours; and

(4) to maintain a water valve connection that allows an outside vendor to provide potable water to operate the facility's water treatment system.

SECTION 2. Not later than December 1, 2025, each end stage renal disease facility shall modify the facility's emergency contingency plan as necessary to comply with Section [251.017\(b\)](#), Health and Safety Code, as amended by this Act.

SECTION 3. This Act takes effect September 1, 2025.